

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

KEN WALTERS and JOHN BONILLA, in their
respective capacities as Trustees of the OPERATING
ENGINEERS HEALTH AND WELFARE TRUST
FUND FOR NORTHERN CALIFORNIA; TRUSTEES
OF THE PENSION TRUST FUND FOR OPERATING
ENGINEERS; TRUSTEES OF THE PENSIONED
OPERATING ENGINEERS HEALTH AND
WELFARE FUND; TRUSTEES OF THE OPERATING
ENGINEERS AND PARTICIPATING EMPLOYERS
PRE-APPRENTICESHIP; APPRENTICE AND
JOURNEYMAN AFFIRMATIVE ACTION
TRAINING FUND; TRUSTEES OF THE OPERATING
ENGINEERS VACATION AND HOLIDAY PLAN,

Plaintiffs,

v.

GOLDEN GATE CRANE & RIGGING, INC., A
California Corporation,

Defendant,

ROBERT NEWBERRY, Individually; ROBERT
NEWBERRY, Individually and doing business as
GOLDEN GATE CRANE & RIGGING, INC.; SUE
NEWBERRY, Individually; SUE NEWBERRY,
Individually and doing business as GOLDEN GATE
CRANE & RIGGING INC.; GOLDEN GATE CRANE
& RIGGING, INC., A California Corporation; and
DOES ONE through TEN inclusive

Defendants.

No. C 06-01906 WHA

and

No. C-06-05396 WHA

**ORDER
CONSOLIDATING
CASES**

1 These two cases, which are currently related, are hereby consolidated as they involve
2 common questions of law and fact. FRCP 42(a).

3 Accordingly, the Court orders as follows:

4 1. The following actions are consolidated for all purposes, including, but not
5 limited to, discovery, pretrial proceedings and trial proceedings pursuant to FRCP 42(a):

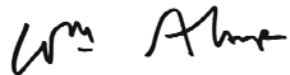
6 C 06-01906 WHA *Walters v. Golden Gate Crane*

7 C 06-05396 WHA *Walters v. Robert Newberry, Sue Newberry, and*
8 *Golden Gate Crane*

9 2. The master file for the two actions will be *Walters v. Golden Gate Crane, et al.*
10 Please file only in case number C 06-01906 WHA.

11
12 **IT IS SO ORDERED.**

13
14 Dated: December 15, 2006.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE